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Attorney for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

BENITO JULIAN LUNA,)	Case No. CIV 04-0627 FCD GGH
)	
)	SUBSTITUTION OF COUNSEL
Petitioner,)	
)	
v.)	
)	
)	
SCOTT KERNAN)	
)	
)	
Respondent.)	

Notice is hereby given that, subject to the approval of the court, BENITO JULIAN LUNA, petitioner in the above-entitled matter, and pursuant to Rule 83.182(g) of the Local Rules of the United States District Court for the Eastern District of California, accepts and substitutes appointed counsel, Barry Morris, CSBN 48368, 1220 Oakland Blvd., Suite 200, Walnut Creek, CA 94596, for JOSEPH J. WISEMAN as attorney of record in the above-captioned case.

The Office of the Federal Defender consulted with Mr. Morris regarding the above-captioned case and recommends that Mr. Morris be appointed.

1 Due to the need for new counsel to submit a Status Report by August 14, 2011,
2 this Substitution is being filed without petitioner's signature. Petitioner has been
3 advised, however, that new counsel will be appointed to represent him and a
4 Substitution of Counsel form has been sent to him for signature.

5
6 Dated: August 5, 2011

Respectfully submitted,

7 I accept the above substitution.

8 By: /s/ Joseph J. Wiseman

9 JOSEPH J. WISEMAN
10 Attorney for Defendant
11 BENITO JULIAN LUNA

12 I accept the above substitution.

13 Dated: August 5, 2011

14 By: _____
15 BENITO JULIAN LUNA
16 Substitution sent to Petitioner for
17 Original Signature on file

18 I accept the above substitution.

19 Dated: August 5, 2011

BARRY L. MORRIS

20 By: /s/ Barry L Morris
21 BARRY L. MORRIS

22 **ORDER**

23 IT IS SO ORDERED.
24

25
26 Dated: September 12, 2011

/s/ Gregory G. Hollows

27 _____
28 UNITED STATES MAGISTRATE JUDGE